



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

P.O. BOX 25201, RALEIGH, N.C. 27611-5201

CERTIFICATION OF RULEMAKING

Certifying Agency: Department of Transportation

Certified Rule (Citation): Highway Traffic Ordinances 2001-114

Action: X Adoption Amendment Repeal

Formal Action Date:	Statutory Authority: GS 20-141, 20-141.1	Public Notice Date: N/A
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Public Hearing Date N/A	Public Hearing Not Required For This Action Under: GS 150A-1, 20-1
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Rule Summary (Also indicate change in rule if amended):
Rural Speed Zone

Circumstances Requiring Rule Adoption, Amendment or Repeal:
Necessary for public safety and welfare.

Effective Date: August 30, 2001


OFFICER SIGNATURE

Kenneth W. Ivey, P.E.
TYPED NAME

Acting State Traffic Engineer
TITLE

BOARD OF TRANSPORTATION

HIGHWAY TRAFFIC ORDINANCES

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S. 143B-350 (g)(see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary highway system of North Carolina pursuant to authority of N.C.G.S. 143B-350 (g), (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 20-141, 20-141.1.

RURAL SPEED ZONES

DECLARE THE FOLLOWING SPEED LIMITS

DIVISION 13

BUNCOMBE COUNTY

Ordinance Number	Route	Description	Length (Miles)	Limit (MPH)	
				Cars -	Trucks
100300947	SR 3279	(Access Road), from a point 0.16 mile south of US 74 Alternate, northward to US 74 Alternate, east of Asheville.	0.16	20	20

Subject: Re: Proposed Speed Limit Ordinance

Date: Tue, 04 Sep 2001 09:22:47 -0400

From: "D. D. (Bucky) Galloway, PE" <dgalloway@dot.state.nc.us>

Organization: North Carolina Department of Transportation

To: Ken Ivey <kwivey@dot.state.nc.us>

Feb - 9/4/01

Put w/ paperwork

Mr. Ivey,

SR 3279 is an access to Reynolds High School and m. school. No other commercial or residential facilities are by this route. Several months ago, the school took it upon themselves to install 15 mph speed limit signs on SR 3279. Division was made aware of this speed limit posting after the patrol questioned the legality of the 15 mph speed limit. Division investigated the route and found that a 15 mph speed limit was too restrictive. In order to appease the school, they did reluctantly agree to post a 20 mph speed zone. I did question ordinance but agreed to sign it after I found out the background of the request. Since this is a very short state maintained route that only accesses the two schools, I still recommend approving the ordinance.

If you have any other questions, please let me know. Thanks.

Bucky

Ken Ivey wrote:

> Bucky,

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> I was mistaken about the location of the proposed 20 mph speed
> limit ordinance that we briefly discussed yesterday. (I must
> have had US 21 in Yadkin County on my mind when I glanced at
> this). It is in Buncombe County, Ordinance Number 100300947 near
> US 74A, east of Asheville. It is on SR 3279 and apparently
> involves a 0.16 mi access road to a school. Before I sign this I
> would like a little more information. Did the school request
> this? Is there an existing school speed zone? Is this road only
> an access to the school or are there other access points on the
> route? After you have reviewed this request, please give me your
> recommendation. If you have any questions, please advise.
> Thanks.

> Ken

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> Ken Ivey

> NC Department of Transportation

> Traffic Engineering Branch

> Telephone 919.715.7736

> kwivey@dot.state.nc.us